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JUL 15 2003

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DATE: July 14, 2003

## RECIPIENT INFORMATION

To: Examiner David Lukton  
Voice Tel. No.:  
Fax Tel. No.: 703.872.9306  
Your Ref.: 09/506,430

## SENDER INFORMATION

From: Sherry M. Carty  
Voice Tel. No.: 919.941.8905  
Sent By: Sandra  
Our Ref.: 033599-015  
Total Pages: 3

## MESSAGE:

Dear Examiner Lukton:

Further to our discussion on July 10th, attached is the Petition to Withdraw Holding of Abandonment Based on Failure to Receive Office Action for application number 09/506,430. Please let me know if you have any further questions.

Thank you,  
Sherry M. Carty

I HEREBY CERTIFY that this correspondence is being transmitted by facsimile to the U.S. Patent and Trademark Office on this 14th day of July, 2003.

**Fax Number for Group Art Unit 1653 is 1.703.872.9306**

Application Number: 09/506,430

Filed: February 17, 2000

Group: 1653

Confirmation Number: 6441

Examiner: David Lukton

Attorney Docket No.: 033599-015

Title: "Pharmaceutical Dipeptide Compositions and Methods of Use Thereof"

**Enclosed: Petition to Withdraw Holding of Abandonment Based on Failure to Receive Office Action and docket record.**

Name of person signing certificate of facsimile:

*Sandra B. Payne*  
Sandra B. Payne

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Patent  
Attorney's Docket No. 033599-015

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Patent Application of	)	
Lawrence R. GREEN et al.	)	Group Art Unit: 1653
Application No.: 09/506,430	)	Examiner: David Lukton
Filed: February 17, 2000	)	Confirmation No.: 6441
For: Pharmaceutical Dipeptide Compositions and Methods of Use Thereof	)	

**Petition to Withdraw Holding of Abandonment  
Based on Failure to Receive Office Action**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

On July 10, 2003, I received a call from Examiner David Lukton regarding 09/506,430 to determine if the Applicants wished to expressly abandon this application. He stated that an Office Action was mailed in December 2002, and a response was not filed. We did not receive this Office Action, and a search of the file jacket and docket records indicates that the Office Action was not received. A copy of the docket record where the nonreceived Office communication would have been entered is attached. In accordance with MPEP § 711.03(c), paragraph II, we request that this petition to withdraw the holding of abandonment be granted, and for the Office Action to be remailed, setting a new period for reply.

Applicants hereby believe that no fees are required, but if required the Commissioner is hereby authorized to charge any appropriate fees under 37 C.F.R. §§ 1.16, 1.17, 1.20(d) and 1.21 that may be required by this paper, and to credit any overpayment, to Deposit Account No. 02-4800. This paper is submitted in duplicate.

Respectfully submitted,

BURNS, DOANE, SWECKER & MATHIS, L.L.P.

By: Sherry M. Carty  
Sherry M. Carty  
Registration No. 51,534

P.O. Box 1404  
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Date: July 14, 2003

OPER ☒ GRS ENTERED 8/1/02 MODIFIED 6/23/03 ATTORNEYS ARB / SMC / PRINTED ON: 7/11/03

BDSM# 033599-015 CNTRY US UNITED STATES NEW/CON CON RELATED 033599-089

PATS# P41201US3 TYPE UTL SERIAL# 09/506,430 PATENT# STAT PENDING

TITLE Pharmaceutical Angiostatic Dipeptide Compositions and Methods of Use Thereof CONF#

CLIENT 033599 Cytran Incorporated 1 CREF 015542-002330 U SE TYPE

AGENT AREF CLAIMS LINK

PRIOR 10/3/95 MAIL FILE 2/17/00 PUBL ISSUE EXP 3/13/16 1ST 3/13/96

ID	O	ACTION	BASE	DUE IN	DUE	EXTNS	FINAL	EXT	RESPONSE	CALL	1	2	P
AS	Y	Assignment	2/17/00										
COPY FROM PARENT													
DS	N	Inf Disclosure Stmt	2/17/00	3M	5/17/00	31	8/17/00	3	5/2/02	1M	Y	Y	Y
PD	N	Priority claim due	2/17/00	4M	6/17/00		6/17/00	0	2/17/00	1M	Y	Y	Y
SQ	N	Sequence Listing Due	10/18/01	1M	11/18/01	51	4/18/02	5	3/15/02	2M	Y	Y	Y
RE	N	Response to OA	10/18/01	3M	1/18/02	31	4/18/02	3	3/15/02	2M	Y	Y	Y
RE	N	Response to OA	6/6/02	3M	9/6/02	31	12/6/02	2	10/10/02	2M	Y	Y	Y
2 MONTH EOT FILED 10/10/02													
AS	Y	Assignment	6/3/03										
CH	Y	Change of Address	6/3/03										
PY	Y	Power of Attny Filed	6/3/03										
PW	Y	Power of Attny Accep	6/19/03										
S2	N	SC - Office Action	6/3/03	6M	12/3/03		12/3/03	0		15D	Y	Y	Y
NOT IN PAIR. PLEASE DO A STATUS													

## INVENTORS

Green, Lawrence R.

Blasecki, John W.

## ASSIGNEES

Melmotte, Inc.

## PRIOR APPLICATIONS

REFERENCE#	CNTRY	SERIAL#	FILED	TITLE / DESCRIPTION	TYPE
033599-089	US	09/260,190	3/1/99	Pharmaceutical Angiostatic Dipeptide Compositions and Method of Thereof	APPL
033599-013	US	08/614,764	3/13/96	Pharmaceutical Angiostatic Dipeptide Compositions and Method of Thereof	APPL
	US	08/538,701	10/3/95		APPL

## NOTES

BDSM DID NOT FILE